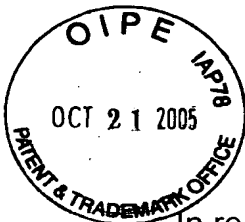


CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the below date:

Date: October 19, 2005 Name: Gregory H. Zavia, Reg. No. 48,059 Signature: _____

Gregory Zavia



Case No. 9793/73

RDGmbH Ref. 18931-US/IR (5181/0Q/US)

RDC Ref. BMID 9903 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Johann Karl et al.

Serial No: 09/890,442

Examiner: James Leslie Grun, Ph.D.

Filed: January 31, 2002

Group Art Unit: 1641

For: Assay for the Detection of
N-Terminal proBNP

PETITION AND FEE FOR EXTENSION OF TIME (37 CFR § 1.136(a))

Mail Stop Appeal Brief - Patents
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a petition for an extension of the time to respond to the Notification of Non-Compliant Appeal Brief dated July 19, 2005 for a period of two months.

☒ Applicant:

☐ claims small entity status. See 37 C.F.R. §1.27.

☒ is other than small entity

	<u>Extension Months</u>	<u>Other Than Small Entity</u>	<u>Small Entity</u>
<input type="checkbox"/>	One Month	\$120.00	\$60.00
<input checked="" type="checkbox"/>	Two Months	\$450.00	\$225.00
<input type="checkbox"/>	Three Months	\$1,020.00	\$510.00
<input type="checkbox"/>	Four Months	\$1,590.00	\$795.00
<input type="checkbox"/>	Five Months	\$2,160.00	\$1,080.00

10/24/2005 TBESHAH1 00000003 03850442


01 FC:1252 450.00 DA

Fee Payment

- ☐ Attached is a check for \$_____ for the Petition fee.
- ☐ Attached is a credit card authorization form for \$_____ for the Petition fee.
- ☒ Charge Petition fee to Deposit Account No. 23-1925. A duplicate copy of this Petition is attached.
- ☒ Charge any additional fee required or credit for any excess fee paid to Deposit Account No. 23-1925. A duplicate copy of this Petition is attached.

Respectfully submitted,

Dated: October 19, 2005



Gregory H. Zayia
Registration No. 48,059
Agent for Applicants

BRINKS HOFER GILSON & LIONE
P.O. BOX 10395
CHICAGO, IL 60610
(312)321-4200